

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 57th LEGISLATURE - REGULAR SESSION FREE CONFERENCE COMMITTEE ON HOUSE BILL 605**

**Call to Order:** By **CHAIRMAN WILLIAM CRISMORE**, on April 12, 2001  
at 2:15 P.M., in Room 455 Capitol.

#### **ROLL CALL**

**Members Present:**

Sen. William Crismore, Chairman (R)  
Rep. Douglas Mood, Chairman (R)  
Rep. Gilda Clancy (R)  
Rep. Gary Matthews (D)  
Sen. Linda Nelson (D)

**Members Excused:** Sen. Bill Tash (R)

**Members Absent:** None.

**Staff Present:** Holly Jordan, Committee Secretary  
Larry Mitchell, Legislative Branch

**Please Note:** These are summary minutes. Testimony and  
discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing(s) & Date(s) Posted:  
Executive Action: HB 605

#### **EXECUTIVE ACTION ON HB 605**

*{Tape : 1; Side : A; Approx. Time Counter : 0.5}*

**Mr. Mitchell** handed out the amendments **EXHIBIT(frh83hb0605a01)**  
and explained them.

**REP. MOOD** asked **Mr. Mitchell** if the new language in section 1 is  
a reconfiguration under modern code writing standards. **Mr.**  
**Mitchell** stated that the crossed out language and underlined  
language in section 1, with the exception of a couple words, is  
virtually the same. The one substantive difference is that a

local government would have 6 months instead of 12 months to respond to a petition. Also, it now says a person or entity affected by the rule may petition instead of just a person.

**REP. MOOD** asked **Mr. Mitchell** if he is concerned about the language in section 18 and why. **Mr. Mitchell** said, the question is the trigger. What does it mean by proposal of new rules that are initiated. **REP. MOOD** redirected the question to **Don Allen, WETA**. **Mr. Allen** stated, **Joan Miles, Lewis and Clark County** has come up with some language to address these concerns. **Ms. Miles** explained her concerns and read her proposed language. **REP. MOOD** said her language made sense.

**Motion:** **REP. MOOD** moved that **HB 605 BE AMENDED**.

**Discussion:**

**REP. MATTHEWS** asked, then the old rules are in effect and to be preserved and if they want to add new rules they can't get any stricter than the state rules?

**REP. MOOD** stated, the bill says that rules can be instituted that are equal to or less than the state rules. If they want to enforce rules stricter than the state rules then they have to go through the public notification process.

**Mr. Mitchell** stated, depending on how this works out it would be possible to also have the discretion to do something about the effective date. He stated that he would work with the editors to fix any contradictions in the bill.

**Vote:** Motion that **HB 605 BE AMENDED**. Motion carried unanimously.

**Motion/Vote:** **REP. MOOD** moved that **HB 605 DO PASS AS AMENDED**. Motion carried unanimously.

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**ADJOURNMENT**

Adjournment: 2:30 P.M.

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SEN. WILLIAM CRISMORE, Chairman

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Holly Jordan, Secretary

DM/WC/HJ

**EXHIBIT** (frh83hb0605aad)